PINE BEACH FIGHT

A FREIGHT WRECK

Mr). Galey (with paper)-The telephone dri in France answers a call by saying "I

listen,"
Mr. Galey-Why the superfluous information "-Puck.

OBITUARY.

present at the place of the crime, is guilty, if he aided, abetted and encouraged the commission of the unlawful acts, resulting in the crime charged.

"Berry's for Clothes'

Big Sale of Crash Suits!

Only \$2.50.

\$6.00 Panamas at \$4.00, \$7.50 Panamas at \$5.00, \$10.00 Panamas at \$6.67.

Great inducements in Straw Hats!

MISSERVEROUTHING

Opportunity to Beform. When professional criminals are charged with felonies and found guil-

If Orenned Was Bought.

# GOVERNOR INCENSED, THROWS GAUNILET

the act you propose is just and constitutional.

the net you propose is just and constitutional."

"If this rule or order of his is permitted and sustained, it means the destruction of legislative bodies and means that they shall become ambject to the courts. It means the destruction of the very foundations of free institutions.

"I have favored, and continue to favor, ignoring this order of Judge Pritchard, prohibiting the Corporation Commission from publishing their order, as required by the Constitution, and for the publication to proceed and the act to be completed, as required by our Constitution. I have been, and am still, willing to assume all responsibility inclident to such course.
"If the Corporation Commission is

'If the Corporation Commission is court, Judge Pritchard is clearly The Corporation Commission is a court, Judge Pritchard is clearly prohibited by Federal statute from issuing a restraining order. If it is a legislative body, as he claims, he certainly has no right to arrest a State legislative body in one of its necessary processes of cancing laws. When he tries to do this he is assuming authority possessed by no Federal Judge, and his order should not be obeyed.

"To acquiesce when a Federal judge is arresting the legislative body of a State in their processes of enacing legislation is destructive of State sovereignty and all free institutions. This order of

free institutions. This order of Judge Pritchard makes the Virginia tant than any question of passenger

"If it is sustained it means that "It its sustained it means that the Federal judiciary may exercise supervisory powers over legislative bodies of the various States, and that these bodies can only perfect legislation when they have the con-sent of Federal judges to do so.

Prepared to Act.

"The members of the Corporation Commission are prepared and willing to proceed with publication or to do anything else that is necessary to vindicate their rights or to attain the purposes desired. ter thoroughly and to reach a defin-tic conclusion as to what they think the best and most advanta-

tale will be maintained to the fullest extent. When the two-cent rate is perfected by publica-State it is my purpose to see it enforced, and to do this I shall exercise all the powers possessed by me as Governor."

## DANIEL CONFERS WITH ATTORNEYS

Discusses Rate Matter, But Declines to Make Statement as

For more than three hours yesterday Attorney-General Anderson, United States Senator Daniel and Hon, Allen Caperton Braxton, counsel for the State in the passenger rate litigation, were in conference in Richmond, but no direct or official statement concerning the legal steps to be taken in the proceedings was given to the presafter adjournment. It was learned however, that the three lawyers are in perfect accord, and it is no breach of faith to say that Senator Daniel heartily approved the policy outlined by the Attorney-General and Mr. Brax-

Coming into the case at a late hour coming into the case at a late hour, it was necessary to present all the facts to Senator Daniel, and when he left the office of Mr. Braxton, where the conference was held, he was thoroughly familiar with every phase of the situation.

# Will Resist Decree.

the situation.

Will Resist Decree.

After the conference Attorney-General Anderson was seen by a reporter for The Times-Dispatch, but he declined to speak officially or otherwise. He did, however, lay emphasis on the fact that the Commonwealth will not submit to a Federal decree, which means that it will resist the Injunction by which the two-cent rate as ordered by the Corporation Commission is held up pending final adjudication.

Senator Daniel went to the Richmond Hotel, and when seen there declined, like Attorney-General Anderson to discuss the case. He talked pleasantly on a variety of topics, but refused to be led into an interview for publication. He said that he had kept up with the newspaper accounts, adding that much had been printed which was news to him, the inference being that the conclusions drawn by the public are not the same as mose arrived at by the lawyers for the Mate. After deciaring that he had no statement whatever to make he was firm in his attitude of silence. Senator Daniel left the city in the afternoon for Lynchburg. His son is till there, but he get word over the long-distance telephone before leaving that his condition had somewhat improved.

Governer Swelson, of course, did not take part in the conference, as the matters under consideration were entirely in the hands of the lawyers.

Sizes 37, and under.
They're nice looking gar-ments and just the thing for comfort this weather.

# When informed that President Finley, of the Southern, had been arrested in Asheville and subsequently released on a habeas corpus writ by Judge Pritchard, Senator Daniel and Attorney-General Anderson had no comment to make. This arrest, by the Way, and the report from Wartherton PUSH ALL SUITS riceard, senator Daniel and Attorney-General Anderson had no comment to make. This arrest, by the way, and the report from (Washington that in all probability William Jennings Bryan would be retained as counsel for North Carolina, created widespread interest, especially as to Mr. Bryan, It was regarded as evidence that Governor Glenn and others had left themselves open to the newspaper charges that there was more or less politics behind the whole litigation. Mr. Bryan appeared before the United States Supreme Court some years ago in a Nebraska rate case, but being a native of that State he was familiar with local conditions, whereas the same cannot be said of him in this instance. Here in Virginia the selection of Senator Daniel was considered eminently proper. Major Daniel has served the State all his life; he is a lawyer of great ability, and is close to the people, their traditions and their laws and methods of framing them. When it was necessary to give the Attorney-General legal assistance—his time is obecupied exclusively now with other State affairs—there was no desire to go elsewhere for counsel. Home talent was good enough, according to the view of the Governor and the Corporation Commission. When news of the latest development in the North Carolina situation reached the city it was impossible to reach either Major Anderson or Senator Daniel with reference to its effect upon the Virginia case.

order of Judge Pritchard dis-

order of Judge Pritchard dis-charging the parties in Asheville on a writ of habeas corpus.

3. The Southern Railway to ap-pent to the Supreme Court of North Carolina in the Wake coun-ty case, and if the case there be decided against them to then take the case by writ of error to the Supreme Court of the United States.

4. That both sides co-operate to have both of said cases advanced and argued together and speedly determined.

5. The State at its option to indict the Atlantic Coast Line in one

6. All Indictments and prosecu-6. All indictments find prosecu-tions now pending to be dismissed and no other indictments or prose-cutions to be instituted for any al-leged violation of law up to the time the new 2.1-4 cent rate is put into cifect under this arrangement as far as the Governor can control the same.

7. The Governor advise all people against beloging negative suits need-

7. The Governor advise all people against belaging penalty suits pending final determination of the questions involved, and ask the people as a whole to acquiesce in this arrangement.
S. The suit pending before Judge Pritchard se diligently prosecuted without the State, however, waty-ing any question of including in the pending of the pending are presented.

ing any question of jurisdiction.

(Signed)

ALFRED P. THOM,
ALEX. P. HUMPHREY,
Counsel for Southern Rullway Co.
R. B. GLENN, Governor.

Governor Glenn Says Railroads Knew He Was Right and Therefore Yielded.

[Special to The Times-Dispatch.] RALEIGH, N. C., July 27 .- When cen to-night at the Governor's Man-

ion, where he was resting quietly, after B. Glenn said of the victory he won b. Genn sain of the victory he won this afternoon over the Southern and Atlantic Coast Line Railroad Compa-nies in the conference, compelling them to put in operation the new two and a quarter cent passenger rate law:

"I consider this victory a triumph for States' rights and a telling protest against, Federal interference—a lesson to valirons that they will be protected by the State, but not be allowed to control the State, it is, a lesson that when a State stands by its. Constitution and laws, trying to enforce them, while obeying all Federal laws and courts, it shows a right spifts in a State, which name altimately triumph.

# WEATHER

Forecast: Virginia—Partly cloudy Sunday and Monday; probably showers Monday; variable winds. North Carolina—Partly cloudy Sun-day and Monday, probably local show-ers; light winds, mostly east.

CONDITIONS YESTERDAY 

Highest temperature yesterday.

ty, they should be sent to the penitertiary and not to the House of Correction or county jail. On the other hand,
I believe that first offenders, especlally where the case is of a trivial nature, should not be sent to the reformatory, house of correction or county jail. There should be some way of
releasing them on their own refognizance and giving them a chance. I
think it would be far better to do this
than to put the stamp of the convict
upon them by sentencing them, as is
often done, for an hour, a day or a
week to the county jail. There are
great opportunities for reformation in
first offenders, but comparatively few
in fire older ones. This is my experiones in twenty and Alexander

R. B. GLENX, Governor.

WILL NOT INAUGURATE

ANY CONTEMPT PROCEEDINGS

Messrs. Thom and Humphrey also
as counsel for the Southern Railway
death the Southern Railway
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JURY WHICH DECIDES FATE OF WILLIAM D. HAYWOOD

committed in Pertsmouth yeaterday afternoon by two desperandees. Police Commissioner Osic Dashiell and his wife were the victims of the a sault. Their assailants were lob. Radeliffe and Thomas Dowdy.

As the men passed Mr. Dashiell's office on South Street, one or both of them smaked their lips at a lady office on South Street, one or both of them smaked their lips at a lady office on South Street, one or both of them smaked their lips at a lady office on South Street, one or both of them smaked their lips at a lady office on South Street, one or both of them smaked their lips at a lady office on South Street, one or both of the street asking Mr. Dashiell, but passed on after asking Mr. Dashiell what he had to do with it. A moment later they returned and dared Mr. Dashiell to repeat his remarks. Told by Mr. Dashiell to repeat his remarks. Told by Mr. Dashiell that he had satil all to them that he desired, they advanced on the think office.

Picking up a small screwdriver with which to defend himself, Mr. Dashiell went into his house, Radeliffe and Dowdy following him. They were met than rushed on him. Knocked him down and beat him terribly. He was dranged from his office into the street. There escaping from them, Mr. Dashiell went into his house, Radeliffe and Dowdy following him. They were met then rushed on he head by Radeliff and Dowdy for police. Radeliff and Dowdy was a blow on the head by Radeliffe with a section of Iron pipe. Mrs. Dashiell to the fine present at the door by Mrs. Lashiell who be sought them to go away. Their rupic was a blow on the head by Radeliffe and Dowdy following him. They were met the rushed on him the representation to-day as as additional properties of the street of the properties. Radeliff and Dowdy for the properties of the street of the properties of the defend binder of the street of the properties of the properties of the properties of the properties of the prope

ford Leaves for Lenox.

(Special to The Times-Dispatch.) (Special to The Times-Disputch.)
WASHINGTON, D. C., July 27.—Assistant Attorney-General Sanford arrived here this morning at 11 o'clock from North Carolina, where he has been trying to bring about a compromise between Governor Glenn and the Southern Railway in the passenger

Mr. Sanford would not discuss the Mr. Sanford would not discuss the situation in North Carolina with newspaper men. Within half an hour after his arrival here he was closeted with Assistant and Acting Attorney-General Russell, and they remained in consultation for two hours or more. At the conclusion of the conference, Mr. Sanford went to his apartments of Stonelagh Court and shortly af Mr. Sanford went to his apartments at Stoneleigh Court, and shortly afterwards left for Lenox, Mass., where he will confer with Attorney-General Bonaparte. He declared he did not expect to go to Oyster Bay and did not know why he should go there. Of course, it is known that Mr. Sanford's efforts in the role of peacemaker were not fraught with success, but he would not say anything here to indicate that

or any other fact connected with his mission to North Carolina.

While it is generally understood that he went thither by direction of the President, who wished to have the vate fight settled, even this is not known positively. In fact, it is positively deuted by some that President Roosevelt had anything to do with sending Mr. Sanford to the seat of war, but that he went by direction of the Attorney-General, who wished to keep in touch with the situation it is admitted that the contest is one with which President has nothing to do, and can have nothing, unless the marshal and his deputies should be unable to cope with State officers in attempts to execute the orders of the Federal court.

ALABAMA PROVIDES FUND

TO MAKE FIGHT

MONTGOMERY, ALA, July 27.—The bill to appropriate \$50,000 for resist-

myortant curies

Montgomer, Ala, July 27.—The

Montgomer, Ala, July 27.—The

Montgomer, Ala, July 27.—The

Montgomer, Ala, July 27.—The

bill to appropriat \$50,000 for resist
ing the fights made by the railrouds

on the rate regulation laws of the

State was passed by the House yes
terday, and now goes to the Governor

The Alabama situation is somewhat

similar to that in North Carolina,

76 86 Rain

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78 84 Clear

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# BOWEL TROUBLE CURED. GOVERNOR WINS

(Continued from First Page.)
h ard. The new order of things will
b rome operative August 1st.
Governor Took Aefive Part.
Governor Swanson, in a conference
with Director-General Barr yesterday,
it ribly stated his stand for the reign
of law and order at Pine Beach. The
Grernor also recently conferred with
Drige Portlock on the same subject,
and without a reformation of some
fed at Pine Beach it is safe to say
tight the Executive would have taken
of classification in the matter of poficing
ith resort. A full statement of all
the transpired at the conference tofull would contain other information
picture of the conference of the conference of the conference of the conference
if was first the intention of Governor
stanson to be present at the meeting
to day, but he later found that it was
interesary for him to return to Richmind yesterday afternoon.

Herech in Fusica Ranks.
There are a number of interesting

NURDEROUS ATTACK

ON MAN AND WOMAN

Shall be indicted in case, but as to that leaving the state at liberty to do as its enser of dity may dictate.

ON MAN AND WOMAN

Desperadoes, Who Had Insulted Lady on Street, Attack a Police Commissioner.

ALSO STRUCK DOWN WIFE

When She Pleaded With Them to GG, MAYAY [Their, Reply Was Blow on Head.]

When She Pleaded With Them to GG, MAYAY [Their, Reply Was Blow on Head.]

Its besides to The Times-Dispatch.]

NORFOLK, VA., July 27.—A hold and more desired with the compression of the state law.

Its besides to The Times-Dispatch.]

NORFOLK, VA., July 27.—A hold and more desired with the compression of the state law.

Its beside the victory.

ON DORFOLK, VA., July 27.—A hold and more desired with cramps.

Its beside the victory.

ON DORFOLK, VA., July 27.—A hold and murderous daylight assault was committed in Petrsmuth yesterday for the fact that the fact that the religions had been completed by the state law.

Its shall be indicted to do the fact that the victor with the state at liberty to do as standing for the popole's rights, and they knew I was right and was standing for the popole's rights, and therefore yielded before they will have been the mean defent."

ARREST OF FINLEY

HEAD OF SOUTHERN

But Judge Pritchard Rescues

Prisoner by Quick Work.

Its sale that General Counts I Thom, of the Southern, had paid him the complete of the religionsh had been completed by will be a the state law.

Its sale that the state law.

Its sale that the rest state they knew I was right and was standing for the popole's rights, and they knew I was right and was standing for the popole's rights, and they knew I was right and was standing for the popole rights, and there with the with the knew I was right and was standing for the popole rights, and there with the with the knew I was right and was standing for the popole respired.

ARREST OF FINLEY

HEAD OF SOUTHERN

But Judge Reynolds Strikes High, But with the with the the feet that the interest with the state that the with the with the w distilled wholly from malted grain by a most expensive method which has never been made public, and this private process in sures quality and flavor. Its softness, palatability and freedom from injurious substances make it acceptable to the most sensitive stomach.

It is an absolutely pure, gentle and invigorating stimulant and tonic, it builds up the nerve tissues, tones up the heart, gives power to the brain, strength and elasticity to the muscles, and richness to the blood.

It brings into action all the vital forces. It makes digestion are freed to the senators of the county and the senators of the county and with the latter aspits to the senators hip, he finds that the most county and the latter aspits to the senators hip, he finds that the latter aspits to the senators hip, he finds that the latter aspits of the county amounting to \$300.

When the first and vesterial and the stream of the county and the latter aspits to the senators hip, he finds that the latter aspits of the county amounting to \$300.

When the first and vesterial and vesterial and the stream of the county affairs. The break which of the county in the plant of the county in which Plant and W. G. Partie during the latter of the county affairs. The break which of the county in the return to Rich. The stream of interesting real number of interesting ports in circulation relative to Nor-county affairs. The break which of the county infairs. The break which of the suit of the county infairs. The break which in the county infairs of the county inf

vital forces. It makes digestion perfect, and enables you to get MR. H. B. SPENCER IN ishment it contains. It is invaluable for overworked men, delicate women and sickly children. It strengthens the system, is a promotor of health and longevpromotor of health and longevity, makes the old young and keeps the young strong. Duffy's Duffy's Pure Malt Whiskey is a form of food already digested, and is recognized as a great family medicine everywhere.

H. Bingham, postal clerk, not serious.

H. H. Linke, side injured.

J. M. Rich, postal clerk, knees and hand injured.

W. F. Marston, wrist badly injured.

S. E. Davis, left arm slightly injured.

J. Gary, postal clerk, hands cut and bruised.

L. W. Kaschagen, slightly cut.

R. F. Funkhouser, head cut, hands and thigh bruised.

Charles Garinkle, shoulder bruised.

The cause of the accident is being investigated. Sold by druggists, grocers and dealers or direct. \$1.00 a bottle. Illustrated medical booklet, containing some of the many convincing testimonials received from grateful men and women who have been cured, and doctor's advice free. Duffy Malt Whiskey Co., Rochester, N. Y.

# TWO ASSAULTS IN SHORT TIME

Negroes Hold Up and Rob White Men-Both Badly

Gino Brancell,
Gia) Brancoll, four years old died
yeathriday at 11 A. M. at the residence
of his parents, Mr. Joseph and Mrs.
Olivia Brancoll, No. 2414 East Main
Streat. The funeral will take place at
4 orslock this afternoon from St.
Patrick's Church.
Mrs. Lucy A. Morton.
FUREKA MILLS, VA., July 27.—
Mrs. Lucy A. Morton, widow of Captain Jacob Morton, died at the residenta of Lee W. Morton, with whom
slic made her home; Thursday afternoon at 1 o'clock, after an illness of
three months. The interment was at
the gamily burying-ground Friday afnot say anything here to indicate that known negroes who have not been aror any other fact connected with his mission to North Carolina.

# PARSLEY.—Died. Sunday, 4:10/A. M., July 21, 1907, after a brief filness, at the home of his parents, in Gooch-land county, Vu. HERMAN WINN, oldest child of George A. and Lula. B. Parsley, aged seven years ten months and eleven days.



# When the Storm Breaks,

Fortunate is the man who can smile

Fortunate is the man who can smile in the face of misfortune knowing that he still has money in the bank.

Young shoulders with old heads can make no better display of wisdom than by starting a savings account now. Add to the principal regularly, and with the three per cent interest we pay, compounded, semi-annually, you will soon be protected against the rainy days.

# **Planters National** Bank.

Savings Department, RICHMOND, VA.

Capital, - - - \$300,600.00 Surplus and Profits, \$1,900,000.00